



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Martinell et al.)
Serial No.: 10/029,374) Group Art Unit: 1638
Filed: December 20, 2001) Examiner: Georgia L. Helmer
For: SOYBEAN TRANSFORMATION) Atty Docket: 38-21(15347)C
METHOD) Conf. No. 4308
)

**AMENDMENT AND REMARKS IN RESPONSE TO
OFFICE ACTION DATED APRIL 29, 2004**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING 37 C.F.R. 1.8
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below: <i>September 27th 2004</i> <i>Michelle Ludwig</i> Michelle Ludwig

In response to the Office Action mailed April 29, 2004, having a shortened statutory period for response expiring July 29, 2004, Applicants submit the following Amendments and Remarks. In a separate Petition, Applicants have requested and paid the fee for a two-month extension of time, which extends the deadline for response until September 29, 2004. Thus, this response is timely filed. If any fees under 37 C.F.R. §§ 1.16 to 1.21 are required for any reason relating to this document, the Commissioner is authorized to deduct the fees from the Monsanto Company Deposit Account No. 13-4125.

Amendments to the claims are reflected in the claim listing provided below.

Amendments to the Specification are also provided below.